

Case name T Rowe Price Tax Free High Yield Fund, Inc. v. Sushrue  
 District Court Case No. 05-CV-10176 District of Massachusetts  
 Date Notice of Appeal filed 1/26/07 Court of Appeals Case No. \_\_\_\_\_  
 Form filed on behalf of Appellants T. Rowe Price High Yield Fund, Inc. et. al.

### TRANSCRIPT REPORT

Transcript Not Necessary for this Appeal \_\_\_\_\_  
 Transcript Already Filed in District Court. List each transcript by docket entry number and date and type of proceeding (attach separate page if necessary) \_\_\_\_\_

### TRANSCRIPT ORDER

Name of Court Reporter \_\_\_\_\_  
 Phone Number of Reporter \_\_\_\_\_

A. \_\_\_\_\_ This constitutes an order of the transcript of the following proceedings [check appropriate box(es) and indicate dates of hearing(s)]:

#### PROCEEDING(S)

#### HEARING DATE(S)

- |                                     |  |                  |
|-------------------------------------|--|------------------|
| <input type="checkbox"/>            | Jury Voir Dire   | _____            |
| <input type="checkbox"/>            | Opening Statement (plaintiff)                                      | _____            |
| <input type="checkbox"/>            | Opening Statement (defendant)                                      | _____            |
| <input type="checkbox"/>            | Trial  | _____            |
| <input type="checkbox"/>            | Closing Argument (plaintiff)                                       | _____            |
| <input type="checkbox"/>            | Closing Argument (defendant)                                       | _____            |
| <input type="checkbox"/>            | Findings of Fact/Conclusions of Law                                | _____            |
| <input type="checkbox"/>            | Jury Instructions  | _____            |
| <input type="checkbox"/>            | Change of Plea   | _____            |
| <input type="checkbox"/>            | Sentencing   | _____            |
| <input type="checkbox"/>            | Bail hearing   | _____            |
| <input checked="" type="checkbox"/> | Pretrial proceedings (specify) <u>Hearing on Motion to Dismiss</u> | <u>10/7/2005</u> |
| <input type="checkbox"/>            | Testimony (specify)  | _____            |
| <input type="checkbox"/>            | Other (specify)  | _____            |

NOTE: Any form that fails to specify in adequate detail those proceedings to be transcribed will be considered deficient.

B. ☒ I certify that I have contacted the court reporter and the following financial arrangements for payment of the transcript have been made:

- ☒ Private funds.  
☐ Government expense (civil case). IFP status has been granted and a motion for transcript at government expense has been allowed. (Attach a copy of the order to each copy of this order form.)  
☐ Criminal Justice Act. A CJA Form 24 has been approved by the district court judge.  
☐ Criminal Justice Act. A CJA Form 24 is attached for authorization by the court of appeals.  
☐ Federal Public Defender/Government Counsel - no CJA Form 24 necessary.

Filer's name MICHAEL TARB Filer's Signature [Signature]  
 Firm/Address Greene & Hoffman, 125 Summer Street, Boston, MA 02110  
 Telephone number (617) 261-0040 Date mailed to court reporter 2-9-07

(Court Reporter Use ONLY) Date received \_\_\_\_\_